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**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

SUGAR WORKERS UNION LOCAL NO. 1,	)	Case No. C-07-3280-JSW
	)	
Plaintiff,	)	<b>STIPULATION AND [PROPOSED]</b>
	)	<b>ORDER CONTINUING THE CASE</b>
v.	)	<b>MANAGEMENT CONFERENCE</b>
	)	
C & H SUGAR COMPANY,	)	
	)	
Defendant.	)	

Plaintiff Sugar Workers Union Local No. 1 ("Union") and defendant C & H Sugar Company ("C&H") (Union and C&H as the "Parties"), through their respective counsel, respectfully submit the following stipulation and request:

1. The Parties request that this Court continue the initial Case Management Conference presently scheduled for October 19, 2007 and continue the deadline to submit the Joint Case Management Statement currently due by October 12, 2007. The parties propose the Case Management Conference be continued until December 7, 2007 and the Joint Case Management Statement be due by November 30, 2007. The continuance is requested because the

1 parties recently reached a tentative settlement of this case. Without any admission of liability by  
 2 either side, the parties have agreed to select an arbitrator for the grievance at issue in this matter.  
 3 The parties reserve the right to raise all defenses during the arbitration and will leave it to the  
 4 arbitrator to determine whether bifurcation is warranted and, if so, whether he or she will hear  
 5 both procedural and substantive issues. Plaintiff has informed Defendant that they will dismiss  
 6 this case without prejudice once the parties have actually selected an arbitrator for the case. The  
 7 parties anticipate that this will be completed within the next month.

8 2. Good cause exists to grant the continuance because it would save the Parties and  
 9 the Court resources and time if the Parties can resolve this matter informally.

10 DATED: October 11, 2007

**MASTAGNI, HOLSTEDT, AMICK,  
 MILLER, JOHNSEN & UHRHAMMER**

11 By /s/ Will M. Yamada  
 12 WILL M. YAMADA  
 13 Attorneys for Petitioner  
 14

15 DATED: October 11, 2007

**SEYFARTH SHAW LLP**

16 By /s/ Jennifer P. Svanfeldt  
 17 DANIEL NEWLAND  
 18 Jennifer P. Svanfeldt  
 19 Attorneys for Defendant C&H  
 20 SUGAR COMPANY, INC.

21 ~~[PROPOSED]~~ ORDER

22 The Stipulation and [Proposed] Order Continuing the Case Management Conference and  
 23 submission of the Joint Case Management Report, Is Hereby Adopted by the Court for the Case  
 24 and the Parties Are Ordered to Comply with this Order.  
 25

26 Dated: October 12, 2007

27   
 28 HON. JEFFREY S. WHITE